

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE TWENTY THIRD DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and

THE HON'BLE MR JUSTICE P.LAKSHMANA REDDY

WRIT APPEAL NO : 1133 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated
10/08/2004 in WP No :15863 OF 1997 on the file of the High Court.)

Between:

- 1 The Flag Officer Commanding-in-Chief (for CSO (P & A), Headquarters,
Eastern Naval Command, Naval Base Post, Visakhapatnam.
- 2 The Commanding Officer, INS, Virbahu Naval Base Post, Visakhapatnam.

..... APPELLANTS

AND

- 1 The Authority under the Minimum Wages Act and Assistant Commissioner of
Labour, Circle II, Visakhapatnam.
- 2 N. Rama Rao.
- 3 S. Srinivasa Rao
- 4 V. Anantha Rao,
- 5 S. Govinda Rao,
- 6 K. Appala Raju
- 7 G. Sri Ramlu
- 8 G. Appanna
- 9 G. Govinda Rao
- 10 B. Ramakrishna
- 11 T.Maheswar Rao,
- 12 K. Srinivasa Rao,
- 13 T. Raju
- 14 G. Eswara Rao,
- 15 S. Raju,

- 16 M. Sreenu Babu,
- 17 A. Ananda Babu,
- 18 K. Siva Ram,
- 19 K. Nageswara Rao,
- 20 B. Sita Rao,
- 21 A. Srinu Babu,
- 22 O. Srinivasa Rao,
- 23 B. Sunny Babu,

The address of respondents 2 to 23 is C/o M. Rama Rao Dr.No. 62-09-2,
Malkapuram, Sriharipuram, Visakhapatnam.

.....RESPONDENTS

Counsel for the Appellants : Dr.P.BHASKARA MOHAN

Counsel for Respondent No.1: GP FOR LABOUR

Counsel for Respondent Nos. 2 to 23 : D.NARASING RAO

The Court made the following :

JUDGMENT: (per the Hon'ble Smt.Justice T.Meena Kumari)

Heard the learned counsel for the parties.

This Writ Appeal is filed by the appellants-writ petitioners aggrieved by the Order dated 10.08.2004 in Writ Petition No.15863 of 1997 passed by a learned single Judge of this Court.

The said Writ Petition was filed by the appellants being aggrieved by the Order in Case No.M.W.104 of 1995, dated 20.04.1997 passed by the Authority under Section 20 of the Minimum Wages Act, 1948, Visakhapatnam, (Assistant Commissioner of

Labour, Circle II, Visakhapatnam).

The learned single Judge while dismissing the Writ Petition observed that respondents 2 to 23, who were employees in the cinema theatre, are entitled to minimum rates of wages as fixed by the State Government. The learned Judge rejected the contention of the learned counsel for the appellants-writ petitioners that the dispute ought to have been raised before the Central Labour Commissioner and not before the State Labour Commissioner and held that the impugned Award passed by the first respondent is cogent and convincing. Hence the Writ Appeal.

The above observation of the learned single Judge does not suffer from any illegality or irregularity.

In the circumstances, the Writ Appeal fails and is accordingly dismissed. No costs.

(T.MEENA KUMARI, J)

(P.LAKSHMANA REDDY, J)

Dt: 23.06.2005

To

- 1 The Flag Officer Commanding-in-Chief (for CSO (P & A), Headquarters, Eastern Naval Command, Naval Base Post, Visakhapatnam.
- 2 The Commanding Officer, INS, Virbahu Naval Base Post, Visakhapatnam.
- 3 The Authority under the Minimum Wages Act and Assistant Commissioner of Labour, Circle II, Visakhapatnam.
- 4 Two CCs to the Government Pleader for Labour, High Court of Andhra Pradesh, Hyderabad (OUT)
- 5 Two CD copies

